

DECLARATION UNDER 37 CFR 1.132

I, Clyde L. Schultz, M.D., declare and say:

I am a citizen of the United States and reside at

I am the sole inventor of the subject matter claimed in the instant patent application, United States Patent Application Serial No. 10/821,718.

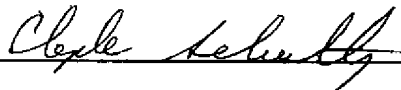
I am also an inventor of record in United States Patent Application Serial No. 10/179,344 (the '344 application) which was published as 2002/0197300. This reference was cited in the Office Action dated September 30, 2009 in a rejection of claim 1 under 35 U.S.C. 103(a).

The '344 application lists two inventors; myself and Janet Mint. However, with regard to the subject matter that is disclosed in the '344 application and is referenced in the present Office Action, I am the sole inventor. I conceived of the idea of using a hydrogel contact lens to deliver anti-glaucomatous drugs for the treatment of glaucoma as disclosed in the '344 application.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issuing therefrom;

Further declarant saith not.

Date: 2.27.2010



Clyde L. Schultz, Ph.D..